

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

ENZO LIFE SCIENCES INC., )  
                                )  
                                )  
Plaintiff,                 )  
v.                            )      **C.A. No. 12-275-LPS**  
                                )  
BECTON, DICKINSON AND COMPANY; )  
BECTON DICKINSON DIAGNOSTICS )  
INC.; and GENE OHM SCIENCES, INC., )  
                                )  
Defendants.                 )

**STIPULATION AND ORDER ON MOTION TO AMEND**

WHEREAS, on January 15, 2014, Defendants Becton, Dickinson and Company, Becton, Dickinson Diagnostics Inc., and Geneohm Sciences, Inc. (collectively “BD”) moved for leave to file First Amended Answer to Amended Complaint and Counterclaims (“Amended Answer”) (D.I. 57);

WHEREAS, on January 21, 2014, Plaintiff Enzo Life Sciences Inc. agreed not to oppose the filing of the Amended Answer;

IT IS HEREBY STIPULATED AND AGREED, by and between the parties, through their undersigned counsel and subject to the approval of the Court, as follows:

- (1) BD’s Motion for Leave to File First Amended Answer to Amended Complaint (D.I. 57) is hereby unopposed.
- (2) Pursuant to Fed. R. Civ. P. 15, BD may file its Amended Answer, attached hereto as Exhibit A. Attached as Exhibit B is a redline of BD’s Amended Answer indicating how it differs from BD’s current operative answer. BD’s Amended Answer is deemed filed and served as of the date this Stipulation is approved by the Court.

(3) Enzo shall have a fourteen (14) day extension to file its response to BD's Amended Answer.

*/s/ Brian E. Farnan*

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*Attorney for Plaintiff Enzo Life Sciences Inc.*

Dated: January 24, 2014

*/s/ Frederick L. Cottrell, III*

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*Attorneys for Defendants Becton, Dickinson and Company, Becton Dickinson Diagnostics Inc., and Geneohm Sciences, Inc.*

SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
United States District Judge